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# State of Utah

## DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER  
Executive Director

### Division of Oil Gas and Mining

JOHN R. BAZA  
Division Director

July 11, 2007

CERTIFIED RETURN RECEIPT  
7004 2510 0004 1824 4615

Jim Fain  
All Gypsum Corp.  
4388 North Bulldog Road  
Cedar City, UT 84720

Subject: Withdrawal of Notice of Intention (NOI) to Conduct Small Mining Operations, All Gypsum Corp. Dry Creek Mine S/021/026, Iron County, Utah

Dear Mr. Fain:

On February 22, 2007, you were again notified of the requirement to provide a reclamation surety and reclamation contract for the Dry Creek Mine, S/021/026, in Iron County, Utah. To date, the Division has not received the required surety and reclamation contract. Pursuant to Rule R647-3-102 and R647-3-111.1.11, the Division is hereby withdrawing your permit to mine at the referenced site.

According to the Division Administrative Code, you have the right to appeal this decision by requesting a hearing before the Board of Oil, Gas and Mining. Should you desire to do so, please provide the written appeal within 30 days, attention Julie Carter, Board Secretary (phone # (801) 538-5277). If the Board does not receive your request for a hearing within the 30 days, this decision will become final. You will then be required to complete final reclamation at the site.

As an option, The Division is aware that a third party has obtained mineral rights for this site. You may transfer your permit to this party rather than reclaiming the site. To do so, simply sign the attached Transfer of Notice of Intention – Small Mining Operations form (Form MR-TRS) and return to this office within 30 days.

Please contact me at (801) 538-5325 or Lynn Kunzler at 538-5310 if you have any questions in this regard. In response, please refer to file # S/021/026.

Sincerely,

Daron R. Haddock  
Permit Supervisor  
Minerals Regulatory Program

DRH :lk :pb  
Enclosure: Form MR-TRS  
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